

## Message Text

LIMITED OFFICIAL USE

PAGE 01 KATHMA 01783 271259Z

44

ACTION NEA-10

INFO OCT-01 ISO-00 SS-15 SP-02 L-03 H-02 INR-07 EB-07

/047 W

----- 006910

R 271010Z APR 76

FM AMEMBASSY KATHMANDU

TO SECSTATE WASHDC 4886

LIMITED OFFICIAL USE KATHMANDU 1783

STADIS////////////////////

E.O. 11652: N/A

TAGS: EGEN, NP

SUBJ: USG CLAIMS AGAINST FOREIGN GOVERNMENTS

REF: (A) STATE 094834

(B) KATHMANDU 3820

1 THERE HAS BEEN NO CHANGE IN THE STATUS OF CLAIMS DESCRIBED IN REF (B). EMBASSY RESUBMITTED CLAIMS FOR SALES TAX MENTIONED IN PARA 2C IN FEBRUARY, AND CONTINUES TO SUBMIT CURRENT CLAIMS. NO REPLY HAS YET BEEN RECEIVED FROM GON. RESOLUTION OF USAID CLAIMS FOR NON-UTILIZED PROJECT DISBURSEMENTS (PARA 3 REF B) DELAYED BY PERSONNEL TRANSFERS, BUT SETTLEMENT IS EXPECTED IN THE NEAR FUTURE.

2. AS POINTED OUT PREVIOUSLY, THERE IS LITTLE PROSPECT FOR RECOVERY OF THE N.R. 6,412,691(\$513,000 EQUIVALENT AT THE CURRENT EXCHANGE RATE) CLAIM DESCRIBED IN PARA 1 REF (B). AT BEST, IT IS ONLY A PROSPECTIVE CLAIM, I.E. CONDITIONAL UPON INDIA MAKING A REFUND OF THE EXCISE ON TK3 8N QUESTION TO GON. EMBASSY HAS BEEN MAINTAINING ACCOUNT OF THIS QUASI-CLAIM FOR THE RECORD AND REPORTED IF FOR THE SAKE OF COMPLETENESS, BUT AS THE GOI HAD MADE A POLICY DECISION NOT TO REFUND EXCISE TAXES ON GOODS IMPORTED INTO NEPAL BY FOREIGN MISSIONS,  
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 KATHMA 01783 271259Z

THERE ARE NO GROUNDS ON WHICH WE CAN PURSUE THIS ISSUE

WITH GON. (PLEASE NOTE THAT GON WAS NOT AN INTERMEDIARY  
IN THE IMPORT OF THE POL INVOLVED AS ASSUMED IN REF (A).  
IMPORTS WERE MADE DIRECTLY BY THE MISSION THROUGH ORDERS  
ON OIL COMPANIES.) EAVES

LIMITED OFFICIAL USE

NNN

## Message Attributes

**Automatic Decaptioning:** Z  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** CLAIMS, EXCISE TAXES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 27 APR 1976  
**Decaption Date:** 28 MAY 2004  
**Decaption Note:** 25 YEAR REVIEW  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** ElyME  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1976KATHMA01783  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D760159-0438  
**From:** KATHMANDU  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1976/newtext/t19760419/aaaaapmd.tel  
**Line Count:** 65  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION NEA  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** STADIS  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** STADIS  
**Reference:** 76 STATE 94834  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** ElyME  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 17 JUN 2004  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <17 JUN 2004 by BoyleJA>; APPROVED <15 OCT 2004 by ElyME>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
04 MAY 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** USG CLAIMS AGAINST FOREIGN GOVERNMENTS  
**TAGS:** EGEN, NP  
**To:** STATE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006